

BUREAU OF INDIAN STANDARDS

NOTIFICATION

New Delhi, the 12th August, 2004

G.S.R. 522(E).—In exercise of the powers conferred by Section 38 of the Bureau of Indian Standards Act, 1986 (63 of 1986), the Executive Committee of the Bureau of Indian Standards, with the previous approval of the Central Government, hereby makes the following regulations further to amend the Bureau of Indian Standards (Recruitment to Scientific Cadre) Regulations, 2002, namely :—

1. (1) These regulations may be called the Bureau of Indian Standards (Recruitment to Scientific Cadre) Amendment Regulations, 2004.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. In regulation 9 of the Bureau of Indian Standards (Recruitment to Scientific Cadre) Regulations, 2002, in Sub-regulation (1), for the portion beginning with the words, “and shall be effective from the date of eligibility” and ending with the words, “this revised regulations”, the words, “subject to the condition that the said Scheme shall be applicable to the Scientific Cadre Officers of the Bureau from the date of commencement of the Bureau of Indian Standards (Recruitment of Scientific Cadre) Amendment Regulations, 2004” shall be substituted.

[No. HRD/EC/REG/3]

NIRMAL SINGH, Director General

Note : The principal regulations were published in the Gazette of India *vide* number G.S.R. 326(E) dated the 3rd May, 2002.

Explanatory Memorandum

The Bureau of Indian Standards (Recruitment to Scientific Cadre) Regulations, 2002 came into force on the 3rd May, 2002. *Vide* Regulation 9 of the aforesaid regulations, the Bureau of Indian Standards adopted the Scheme of Flexible Complementing formulated by the Central Government. As per the aforesaid scheme benefits were to be given to the Central Government employees with effect from 9th November, 1998. However, it has been observed that the Bureau of Indian Standards has no power to implement the scheme retrospectively as the Bureau of Indian Standards Act, 1986 does not permit retrospective regulation making. It is the policy of the Central Government to apply the Flexible Complementing Scheme to the Scientific Cadre Officers of the Bureau of Indian Standards only prospectively. Inadvertently, by implication, the Flexible Complementing Scheme was applied to the Scientific Cadre Officers of the Bureau. It is proposed to rectify the above mistake by suitably amending Regulations 9 of the aforesaid regulations.